



Town of Arlington Board of Selectmen

Meeting Agenda

January 8, 2018

7:15 PM

Selectmen's Chambers, 2nd Floor, Town Hall

FOR APPROVAL

1. Norway Maple Tree Removal @ 8 Higgins Street
Dr. Mamary Kone

CONSENT AGENDA

2. Minutes of Meetings: December 18, 2017

APPOINTMENTS

3. Board of Library Trustees
Jonathan Gates (term to expire 1/31/2019)

TRAFFIC RULES & ORDERS / OTHER BUSINESS

4. Presentation: Community Food Scrap Drop Off Pilot Program
Charlotte Milan, Recycling Coordinator
5. Request for Approval - Letter of Non-Opposition for Medical Marijuana Dispensary at 789
Massachusetts Avenue
Massachusetts Patient Foundation
6. Discussion & Approval: Autonomous Vehicle Testing Memorandum of Understanding
Adam W. Chapdelaine, Town Manager
7. For Approval: Board Designee Committee Appointments to Replace Steven Byrne
Joseph A. Curro, Jr., Chair

WARRANT ARTICLE HEARINGS

Articles For Review:

Article 3: Bylaw Amendment/Residential Construction, Open Excavation, and Demolition
Activity Regulations: Neighbor Notifications and Meetings

Article 4: Bylaw Amendment/Parking Benefits District Expenditures

Article 7: Grant of Use Restriction and Access Easement/51 Grove Street

Douglas W. Heim, Town Counsel

CORRESPONDENCE RECEIVED

Air B&B's in Arlington

Louise A. Gorham, Bellingham, MA

NEW BUSINESS

EXECUTIVE SESSION

Next Meeting of BoS January 22, 2018



Town of Arlington, Massachusetts

Norway Maple Tree Removal @ 8 Higgins Street

Summary:

Dr. Mamary Kone

ATTACHMENTS:

Type	File Name	Description
▢ Reference Material	Kone_Appeal_8_Higgins_St..pdf	Resident Appeal to Board of Selectmen
▢ Reference Material	T._Lecuire_reference.pdf	T. Lecuire Summary and Reference

From: Mamary Kone <mtkone@gmail.com>
To: mkrepelka@town.arlington.ma.us
Date: \ 12/04/2017 09:09 PM
Subject: Tree removal at 8 Higgins Street Arlington, MA

Dear Ms. Krepelka,

My name is Dr. Mamary Kone and I am the recent owner of 8 Higgins Street Arlington. I am writing to request a public hearing at the Board of Selectmen for the removal of a Norway Maple Tree at 8 Higgins Street, Arlington, MA 02476

A tree hearing took place today, 12/04/2017 at 10:00 AM and nobody attended except the Tree Warden and myself. However, there was an apposition by Dr. Kerri Bourgeois and her Daughter, Sandi Bourgeois by email. The main reason why I am requesting the removal of the tree is that the tree is too close to the side of the house where my son's bedroom is, so as a parent I am very concerned especially when I hear that we will have bad weather, which is not uncommon here. One of the people who knows this tree better is my next-door neighbor because she has been living on Higgins Street over 30 years. Therefore, she has seen the tree when it was shady, healthy and strong, but now she is expressing safety concerns as well. We all would like this tree removed and replaced with a young and healthier tree.

Another concern is that the lead root growing laterally above the surface blocking approximately half of the driveway access for unit. One of the main leaders is completely rotted (most likely to due improper cutting for electrical wire access), the rear leader has substantial rot (one day we were there a 5 feet breach had fallen after a heavy rain directly on the sidewalk) and is extremely close to the house and hovering above. The most troubling concern is that the main crotch of the tree has substantial rot (please see photos attached). With only 2 opposing leaders remaining flanking a rotting center, the inevitability is that this could easily split with an ice storm or other severe weather.

The proximity of the tree to the damaged adjacent electrical support has prohibited its' proper replacement adding to the complexity of potential damage from any pending destabilization as well as requiring a large yellow support wire (see photos) to be set into the lead root system and adding to the driveway blockage. My son is nearly at driving age and could easily back up into it causing costly and potentially lethal damage to himself and others.

It is my great interest that the tree, stump and root system is completely removed and the electrical post is properly repaired.

Thank you very much for your time and consideration

Cordially,
Dr. Mamary Kone
617-365-5901





TOWN OF ARLINGTON
Department of Public Works
Office of Tree Warden
51 Grove Street
Arlington, Massachusetts 02476
Office (781) 316-3114 Fax (781) 316-3109

December 19, 2017

Board of Selectmen

RE: Public Sade Tree Hearing: 8 Higgins Street

Dear Selectmen,

The following is a summary of events concerning the (23" DBH) Norway Maple Tree located in front of 8 Higgins Street.

Mr. Kone, contacted my office to discuss the removal of the Norway Maple Tree in front of his home at 8 Higgins Street. He would like to remove the Norway Maple because he feels the tree is unsafe. The tree is healthy and it is growing in the Public Right of Way, therefore a Public Tree Hearing is required under Massachusetts General Law Chapter 87.

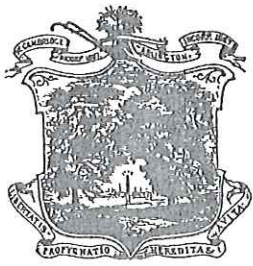
The hearing was held on December 4, 2017 at 10:00am. Attending the Hearing was Mr. Kone and Mr. Jonathan Nyberg who attended the Hearing to support Mr. Kone. I did receive a letter objecting for removal from Dr. Kerri Bourgeois and Sandi Bourgeois explaining their feelings that the tree could be pruned for health and benefit for the neighborhood.

One of the many duties of a Tree Warden is to govern Public Shade Trees, and I take that responsibility extremely seriously. Norway Maples are on the invasive species list and are no longer permitted to be grown, sold, or planted in Massachusetts since January 1, 2009. Even though these trees are on the invasive species list they are still protected under M.G.L. Ch. 87. This particular tree can be placed on the pruning list. The tree can be pruned to increase health and safety, by removing deadwood from the canopy.

In conclusion, if the Board decides to grant permission for removal Mr. Kone will be responsible for all associated costs including; removal of tree, grinding of stump, and replacement of the Public Shade Tree. The replacement includes replanting trees equaling (23" DBH) in the general area or paying a fee, \$50 per inch (\$50X23") totaling \$1,150 to the 'Trees Please Fund' or a combination of both. This fund will be used to plant trees in the Town of Arlington.

Sincerely,

Timothy A. Lecuivre, MCA
Arlington Tree Warden
Department of Public Works
51 Grove Street
Arlington, MA 02476



TOWN OF ARLINGTON
Department of Public Works
Office of Tree Warden
51 Grove Street
Arlington, Massachusetts 02476
Office (781) 316-3114 Fax (781) 316-3109

TOWN CLERK'S OFFICE
NOV 15 PM 0:48

LEGAL NOTICE
TREE HEARING
Town of Arlington, MA
Natural Resources Division

In accordance with Chapter 87 of the Massachusetts General Laws, a public hearing will be held in the Conference Room at:

Place: 51 Grove Street, Lower Floor Meeting Room

Date: December 4, 2017

Time: 10:00 a.m.

The hearing is to consider the proposed removal of:

Norway Maple in front of 8 Higgins Street. (DBH 23") by request of owner, feels the tree is unsafe and unsightly.

The tree identified has been posted for public inspection. Interested parties are encouraged to attend. Any person objecting to the removal of this tree may attend the hearing or appeal in writing prior to the hearing. Letters should be addressed to:

Arlington Town Tree Warden, 51 Grove Street, Arlington, MA 02476



TOWN OF ARLINGTON
Department of Public Works
Office of Tree Warden
51 Grove Street
Arlington, Massachusetts 02476
Telephone (781) 316-3114, Fax (781) 316-3281

November 8, 2017

Mamary Kone
8 Higgins Street
Arlington, MA 02476

RE: Request for Tree Removal at 8 Higgins Street; 23"(DBH) Norway Maple

Dear Mr. Kone;

I have received your request for the removal of the tree in front of your property at 8 Higgins Street. A hearing will be required according to Massachusetts General Law, Chapter 87. The tree removal will have to be advertised in the local newspaper for two (2) weeks after which time a hearing will be held at 51 Grove Street. Interested parties may attend and if no objection arises the removal can be scheduled.

The hearing process is as follows:

- A \$100 posting fee must be made to the DPW at 51 Grove Street. This fee covers the advertisement in the local newspaper and the posting of the scheduled hearing on the tree itself per Massachusetts General Law;

a notice of the time and place of such hearing thereof, which shall identify the size, type and location of the shade tree or trees to be cut down or removed, to be posted in two or more public places in the town and upon the tree at least seven days before such hearing and published in a newspaper of general circulation in the city or town once in each of two successive weeks, the first publication to be not less than seven days before the day of the hearing

- If at the hearing no objections to the removal are made, the tree can be removed. You will be required to obtain the services for the removal from a list of Town approved contractors. The work must include the removal of the tree and stump (6-8 inches below grade).
- The tree must be replaced with additional trees equaling 100% of the diameter of the removed tree at 4 feet off the ground; or a fee paid to the Town for replacement trees equaling \$50 per inch of diameter of the removed tree at 4 feet off the ground.
 - For example, if a 12" diameter tree was removed, 3-4" trees or 4-3" trees, etc., would need to be planted in close proximity to the tree removed;
 - Or, a payment of \$50 x 12 (\$600) would be made to the Town for use in planting trees elsewhere;
 - Or a combination of both of the above.

Attached is a list of approved contractors in order for you to get an estimate for the removal, and required stump grinding. Please contact me at your earliest convenience with how you would like to proceed.

Sincerely,

Tim Lecuire MCA
Arlington Tree Warden

From: Bourgeois <sandibeach02474@yahoo.com>
To: Tim Lecuire <TLecuire@town.arlington.ma.us>
Date: 11/29/2017 04:47 PM
Subject: Norway Maple at 8 Higgins Street , Arlington, MA

Re: Norway Maple at 8 Higgins Street , Arlington, MA

To: Town Tree Warden, Tim Lecuire

My daughter and I are unable to attend the hearing on 12/04/17 at 10:00 am, but we both wanted to express our observations and opinions to you.

We are strongly opposed to the removal of the Norway Maple tree at 8 Higgins Street, Arlington. Looking closely at the tree, it appears to be pretty healthy and sturdy. It is in need of some pruning, especially one dead branch on the lower left side where the two branches split into a "V" shape (as you are facing the house from the street) and a smaller one on the lower right side. There is another branch that appears to be dead, higher up on the left side of the tree that is very close to the side of the house that could be trimmed back.

Otherwise, the tree appears to be healthy, sturdy, and in pretty good shape. The two housing units next to the tree appear to be fairly new construction, making it unlikely that the residents have any attachment to the tree. It may not be the prettiest tree we have ever seen, but it looks healthy and seems to be a sturdy shade-providing tree for the neighborhood. A carefully executed pruning would definitely improve the appearance and health of the tree.

Please do not let the owners remove this shade providing, healthy tree.

Thank you for taking the time to read this and hopefully you will decide to protect this neighborhood tree.

Dr. Kerri Bourgeois
Sandi Bourgeois

Tree Hearing 2017

Tim Lecuivre MCA

Arlington Tree Warden

Mr. Mamary Kone

8 Higgins Street

Removal of 23" DBH Norway Maple "feels the tree is unsafe"

12/4/17

10:00am

51 Groove St. Lower Floor Meeting Room

Attendance: Mr. Mamary Kone

Mr. Jonathan Nyberg

Time: 10:00-10:10

Mr. Kone would like to remove the Norway Maple because he feels the tree is unsafe. Mr. Nyberg attended the hearing to support Mr. Kone.

Received a letter from Dr. Kerri Bourgeois and Sandi Bourgeois objecting for the Norway Maple to be removed, they feel the tree can be pruned to improve the trees health. Also, they noted tree provides shade for the street.

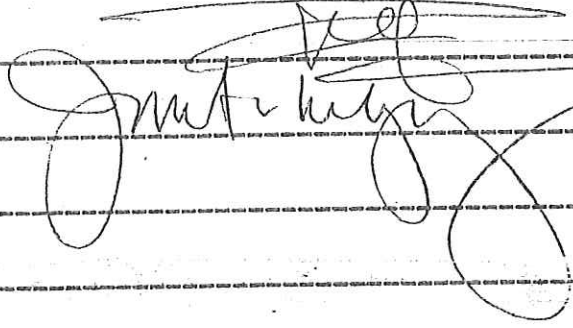
Tree Hearing 2017

Name

Signature/ Date

12/4/17

Mamary Kone
Jonathan Syberg





Town of Arlington, Massachusetts

Minutes of Meetings: December 18, 2017

ATTACHMENTS:

Type	File Name	Description
▣ Reference Material	12.18.17_draft_minutes.docx	draft minutes 12.18.17

TOWN OF ARLINGTON
BOARD OF SELECTMEN
Meeting Minutes
Monday, December 18, 2017
5:30 PM

Present: Mr. Curro, Chair, Mr. Greeley, Mrs. Mahon, and Mr. Dunn
Also Present: Mr. Chapdelaine, Mr. Heim and Mrs. Krepelka

1. Vote: To Elect an Interim Vice Chair
Joseph A. Curro, Jr., Chair\

Mrs. Mahon nominated Mr. Greeley as Vice Chair, seconded by Mr. Dunn. Mrs. Mahon moved to close nomination and vote was taken. SO VOTED (3-0)
Mr. Dunn asked Mr. Greeley if he would accept said nomination and Mr. Greeley thanked the Board for electing him as the Vice Chair until the April election.

2. Process: To Fill Vacancy on Board of Selectmen
a) Statements from Applicants

The following applicants appeared before the Board to state why they were seeking to be name interim Selectmen:

1. Annie LaCourt
2. John Maher
3. Samantha Nugent
4. Clarissa Rowe
5. Taryn Walsh
6. David Levy could not attend due to illness of child but still wanted to be considered.

- b) Vote: Appointment of Interim Selectman (term to expire 4/7/2018)
Joseph A. Curro, Jr., Chair

Mr. Curro thanked all applicants who submitted their willingness to step forward.
The position was open to all residents with an emphasis placed on former Selectmen who do not plan on running for election in April.

Town Moderator John Leone nominated former Town Counsel John Maher which was seconded by Ms. Mahon. After a roll call vote, the vote was 1-4. Mrs. Mahon nominated Ms. Rowe, seconded by Mr. Dunn. After a roll call vote, the vote was 4-1. On a motion made by Mr. Greeley, seconded by Mrs. Mahon, Mr. Greeley asked the Board to take another vote so the vote would be unanimous. On Mr. Greeley's motion, the vote was 5-0 in favor of Ms. Rowe.

Ms. Rowe will serve for the remainder of Mr. Byrne's term which will end April 7, 2018.
Ms. Rowe stated she has no desire to run in the April election, but encourages the two women candidates to run for a seat in April. She believes the Board would benefit from more women on it.

CONSENT AGENDA

3. Minutes of Meetings: November 20, 2017; December 4, 2017
Mr. Greeley moved approval.

SO VOTED (4-0)

4. Vote: Chapter 268A, Section 20(b)(3) Contract Certification
Michael Rademacher, Director, Department of Public Works
 5. For Approval: KENO to Go Monitor
7 Star Grocery, 6 Medford Street
 6. Request: Special (One Day) Beer & Wine License, 1/13/2018 @ Robbins Memorial
Town Hall for a Private Event
Angela Martano
- Mr. Greeley moved approval. SO VOTED (4-0)

LICENSES & PERMITS

7. Request: All Alcohol Package Store License
Alexander Liquors (Sant Krupa LLC), 94 Summer Street
Hemal Patel and Nipa Patel, Co-owners
 - a) Vote: 2018 Renewal of License
 - b) Vote: Status of License Suspension for 10 Days and other conditions
 - c) Vote: Pledge of License
 - d) Vote: Application for Transfer
- Hemal Patel and Nipa Patel, Co-owners of Sant Krups LLC appeared before the Board requesting a transfer of license from Arlington Liquors to Mr. Patel. Attorney Matthew S. Porter represented Hemal and Nipa Patel.

Attorney William A. Kelley, Counsel for Mr. Khusnirsky, Arlington Liquors, stated that if the application to transfer with the pledge of license goes through, then as soon as the ABCC approves that as well, the license holder will drop the appeal (a 10-day suspension ordered by the Selectmen at their September 11, 2017 meeting), and the license holder will close and service the 10 day suspension. The suspension would be served after the ABCC approval but before the closing of the transfer.

Mr. Curro encouraged Mr. Patel to participate in the sticker shock program run by the Arlington Youth Health and Safety Coalition which seeks to discourage under age drinking.

Mr. Greeley moved approval subject to all conditions as set forth. SO VOTED (4-0)

- 8.. For Approval: License Renewals
 - Contractor/Drainlayer
 - Class I
 - Class II
 - Class II Non-Premise/Auctioneer
 - Lodging Houses/Inn-Keepers
 - Second Hand Dealer
 - Public Entertainment

Automatic Amusement
Food Vendor
Common Victualler
Wine & Malt Beverages Only Restaurant
All Alcohol Restaurant
All Alcohol Club
Theatre License
All Alcohol Package Store
Sidewalk Café (excluding Broadway Plaza)

Mr. Greeley moved approval subject to all conditions as set forth.

SO VOTED (4-0)

TRAFFIC RULES & ORDERS / OTHER BUSINESS

9. Discussion & Vote: Parmenter School Lease Extension

Adam W. Chapdelaine, Town Manager

Mr. Chapdelaine requested authorization from the Board to notify both tenants of the Parmenter School that the Town intends to exercise its option to renew their leases for an additional five year period. As the Board is aware, the Town leases space in the Parmenter School to the International School of Boston (ISB) and the Arlington Children's Center (ACC). The current leases expire June 30, 2019, and both leases contain an option to renew for an additional five year period, expiring June 30, 2024.

Mr. Dunn moved approval.

SO VOTED (4-0)

CORRESPONDENCE RECEIVED

Request Change to Existing Traffic Restriction at Intersection of Venner Road and Concord Turnpike

Kevin Carter, 18 Longfellow Road via Request/Answer Center

Mrs. Mahon asked that Mr. Carter's request and letter be sent to TAC for review and recommendation.

SO VOTED (4-0)

Town Manager Vacation Leave Buy Back

Adam W. Chapdelaine, Town Manager

Mrs. Mahon moved receipt of "Correspondence Received".

SO VOTED (4-0)

Next Scheduled Meeting of BoS January 8, 2018

A true record attest:

Marie A. Krepelka
Board Administrator

12-18-17

Agenda Item	Documents Used
1	Minutes of Meetings: November 20, 2017 and December 4, 2017
2	Vote: Chapter 268A, Section 20 (b) (3) Contract Certification Michael Rademacher, Director, Department of Public Works
3	Approval: KENO to Go Monitor - 7 Star Grocery, 6 Medford Street
4	Request: Special (One Day) Beer & Wine License, 1/13/2018 @Robbins Memorial Town Hall for a Private Event
5	Request: All Alcohol Package Store License Alexander Liquors (Sant Krups LLC) 94 Summer Street Hemal Patel and Nipa Patel, Co-owners a) Vote: 2018 Renewal of License b) Vote: Status of License Suspension for 10 days and other conditions c) Vote: Pledge of License d) Application for Transfer
6	Approval: License Renewals - Contractor/Drainlayer, Class 1, Class 11, Class 11 Non-Premise/Auctioneer, Lodging Houses/Inn-Keepers, Second Hand Dealer, Public Entertainment, Automatic Amusement, Food Vendor, Common Victualler, Wine & Malt Beverages Only Restaurant, All Alcohol Restaurant, All Alcohol Club, Theatre License, All Alcohol Package Store, Sidewalk Cafe (excluding Broadway Plaza)
7	Discussion & Vote: Parmenter School Lease Extension
	Correspondence Received: Request change to existing traffic restriction at intersection of Venner Road and Concord Turnpike - Kevin Carter, 18 Longfellow Road
	Town Manager Vacation Leave Buy Back



Town of Arlington, Massachusetts

Board of Library Trustees

Summary:

Jonathan Gates (term to expire 1/31/2019)

ATTACHMENTS:

Type	File Name	Description
▢ Reference Material	Gates_appt._reference.pdf	Town Manager Recommendation, Gates letter and resume, Meeting notice



Town of Arlington
Office of the Town Manager

Adam W. Chapdelaine
Town Manager

730 Massachusetts Avenue
Arlington MA 02476-4908
Phone (781) 316-3010
Fax (781) 316-3019
E-mail: achapdelaine@town.arlington.ma.us

MEMORANDUM

DATE: December 13, 2017

TO: Board Members

SUBJECT: Appointment to the Library Board of Trustees

This memo is to request the Board's approval of my appointment of Jonathan Gates, 101 Spring Street, Arlington, MA 02476, to the Library Board of Trustees with a term expiration date of 1/31/2019.

A handwritten signature in cursive script, reading "Adam W. Chapdelaine".
Town Manager

From: "Adam Chapdelaine" <AChapdelaine@town.arlington.ma.us>
To: "Andrea Nicolay" <ANicolay@town.arlington.ma.us>, "Kristen DeFrancisco" <KDeFrancisco@town.arlington.ma.us>
Date: 10/03/2017 04:22 PM
Subject: Fwd: Letter of Interest Robbins Library Board of Trustees

Adam W. Chapdelaine
 Town Manager
 Town of Arlington
 730 Massachusetts Avenue
 Arlington, MA 02476
 (781) 316-3010

-----Original Message-----

From: j g <jonathanfgates@hotmail.com>
 To: "achapdelaine@town.arlington.ma.us" <achapdelaine@town.arlington.ma.us>
 Date: Tue, 3 Oct 2017 16:37:55 +0000
 Subject: Letter of Interest Robbins Library Board of Trustees

Dear Adam Chapdelaine,

I would like to apply for the open position on the Robbins Library Board of Trustees. Attached are a copy of this letter of interest and my resume.

I have lived in Arlington for over 20 years watching the town grow and adapt to its changing population. I see the library as well positioned to support every member of our community from young to old, from teens to professionals. From a personal perspective, I am lucky to have four children: two that graduated from AHS in 2017 and two currently enrolled in Arlington elementary schools that just got their library cards a few years ago. My family benefited from the use of the library space for the Early Intervention program over 15 years ago and more recently as a safe place for my older girls to go after high school let out to do homework and catch up with friends. The opportunities that the library can provide to my younger children can only grow along with them.

After meeting with a couple of current board members to better understand the demands of the board and the opportunities to improve the library, I am confident I can help the board achieve its goals for reimagining the Robbins library. I have a strong background in all aspects of Product Management including strategic planning, program implementation, and product marketing. I have specialized in taking new technologies and creating new products and services for retail customers of large financial service companies. A primary driver of my professional success is my ability to lead large groups of diverse teams at all levels of management to reach agreement on goals and implement the best solution. In business, that could be a few dozen team members from different product, marketing, legal, risk and technology teams, as well as third-party vendors. As a Robbins Library board member, I would expect to use these skills to help understand the different opportunities and viewpoints on how to improve our library, to make informed choices on how to best implement library improvements and to communicate our decisions to the community.

I would be thrilled to have the opportunity to serve on the Robbins Library board and put my experience to use. I look forward to hearing from you.

Thanks,
 Jonathan Gates
 101 Spring Street

JONATHAN F. GATES

Arlington, MA

SUMMARY

Product Marketing professional who identifies and implements solutions to improve customer experience and business processes through new products, functionality, technologies and processes with experience in large private (Forbes 20) and public (Fortune 500) financial institutions as well as healthcare and advertising. Ability to unite diverse groups of people into teams and programs to improve customer experience & satisfaction, reduce costs and increase sales.

- Program Creation & Management
- Budget Management (\$500k-\$5MM)
- Measurement
- Customer Usability Testing
- Vendor Selection & Management
- Communications Plans
- Program Training
- Offshore Team Management
- SEO Programs

PROFESSIONAL EXPERIENCE

FIDELITY INVESTMENTS, Boston, MA

2006 -- 2016

Director Web Sales, Customer Strategy and Integrated Marketing

Managed influential customer facing programs for Fidelity.com (Retail) and NetBenefits.com (Retirement) with over 50 million monthly online customer and prospect visits.

Onsite Search and SEO Programs

- Managed cross-functional team of 50 to implement an enterprise search platform that transformed website to a content driven search that provided better results organically.
- Increased customer satisfaction and retention through an industry recognized superior search experience.
- Search optimized more than 10,000 pages for Onsite Search and SEO for all lines of business.
- Consistently exceeded relevancy goals for top search terms representing majority of search activity.
- Created ongoing improvement process that guaranteed continued successful search experience.
- Conducted focus groups, usability tests and satisfaction surveys for both internal and external clients that identified opportunities to improve and maintain the quality of the search experience.
- Developed business driven processes that improved search results without technical resources.
- Established measurement baselines and tracking reports using Adobe/Omniture Site Catalyst and Insight.
- Established first Onsite Search and SEO content website standards.
- Trained business and marketing partners to write content that improved search results.
- Managed Offshore Analyst team setting goals and defining priorities that developed reporting for business partners to assess their programs and identify ongoing improvements for the search program.
- Created communication plans for marketing programs and updates that improved customer service.

Multimedia Program

- Created the first program that set standards for media management, media production and user experience.
- Managed vendor and negotiated annual contracts that reduced costs.
- Achieved double-digit growth annually for 4 years increasing usage from a few videos with limited views to more than 2000 videos with hundreds of thousands of monthly views.
- Created common user experience across company websites from multiple disjointed media practices.
- Trained business/content teams that increased productivity in media management tool and player publishing.
- Developed reporting that monitored the success of the multimedia program and provided internal and external clients with recommendations to improve their media programs.

Personalized Online Messaging Program

- Implemented and managed the first personalized messaging platform.
- Improved onsite ad click through rates and cross sell opportunities.
- Managed vendor and internal resources that implemented software on time and under budget.
- Trained marketing teams that created personalized online advertising campaigns.

Online Engagement Team Manager

- Managed team that increased website usage and decreased calls to Customer Service Representatives.
- Increased website usage by customers through online tutorials and well-placed contextual content.
- Trained Phone and Branch Representatives that increased awareness, built confidence, and trained customers to successfully use website, resulting in a decrease in calls and increase in usage

OFFICE OF THE BOARD OF SELECTMEN

JOSEPH A. CURRO, JR., CHAIR
KEVIN F. GREELEY, VICE CHAIR
DIANE M. MAHON
DANIEL J. DUNN
CLARISSA ROWE



730 MASSACHUSETTS AVENUE
TELEPHONE
781-316-3020
781-316-3029 FAX

TOWN OF ARLINGTON
MASSACHUSETTS 02476-4908

December 19, 2017

Jonathan Gates
101 Spring Street
Arlington, MA 02474

Re: Appointment: Board of Library Trustees

Dear Mr. Gates:

As a matter of the standard appointment procedure, the Board of Selectmen requests that you attend a meeting of the Board of Selectmen at Town Hall, Selectmen's Chambers, 2nd Floor, 730 Massachusetts Avenue, on Monday, January 8th at 7:15 p.m.

It is a requirement of the Board of Selectmen that you be present at this meeting. Your presence will give the Board an opportunity to meet and discuss matters with you about the area of activity in which you will be involved.

Please contact this office to confirm the date and time with either Mary Ann or Fran at the above number.

Thank you.

Very truly yours,
BOARD OF SELECTMEN

Marie A. Krepelka

Marie A. Krepelka
Board Administrator

MAK:fr



Town of Arlington, Massachusetts

Presentation: Community Food Scrap Drop Off Pilot Program

Summary:

Charlotte Milan, Recycling Coordinator

ATTACHMENTS:

Type	File Name	Description
▣ Reference Material	Memo_to_BoS_re_compost_pilot_12-27-2017.pdf	Reference from C. Milan



**TOWN OF ARLINGTON
DEPARTMENT OF PUBLIC WORKS**

51 GROVE ST, ARLINGTON, MASSACHUSETTS 02476
TELEPHONE (781) 316-3108 FAX (781) 316-3109
CHARLOTTE MILAN, RECYCLING COORDINATOR
CMILAN@TOWN.ARLINGTON.MA.US

Date: December 27, 2017
Memo to: Board of Selectmen
From: Charlotte Milan, Recycling Coordinator, Public Works
Re: Pilot Food Scrap Drop Off Program

Public Works is initiating a pilot food scrap drop off program, building on a small scale pilot that has been underway at DPW.

Food Scrap Drop Off programs exist in Boston and other US cities. This free, voluntary waste reduction program is part of a larger set of programs and policies that communities undertake in order to provide waste reduction resources to all residents, regardless of ability to pay or ability to manage backyard composting.

Separating food scraps (for reuse as a primary ingredient of compost) is considered a best practice in the field of waste management. As the city of Cambridge moves from a 600 household curbside collection pilot program to city-wide compost collection service, Arlington is taking this next small step towards building awareness and interest in this higher-level municipal waste reduction strategy. Already, the Massachusetts Department of Environmental Protection enforces mandatory food scrap diversion for entities that produce at least 1,000 tons of food scraps per week. These producers, primarily hospitals, universities and grocery operations, have been separating out food scraps since 2016. This new "waste ban" is helping generate investment (by design) in the food scrap management infrastructure needed for the long term sustainability of our ongoing waste management challenges.

The following have been consulted about this pilot program: Arlington Board of Health and Health Department, Town Manager's Office, Park and Recreation Commission, and MA Department of Environmental Protection.

Proposed Equipment

overview

specifications

BearSaver Bearier™ - Residential Trash Cart Enclosure - RCE195F

Single 95 Gal Poly Cart Enclosure

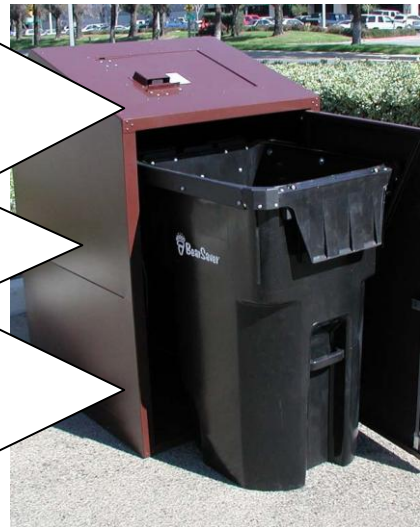
The Bearier™ Bear Proof RCE195F holds (1) standard 65 gallon or 95 gallon poly cart (cart included). This enclosure features a flip open top lid for easy loading and a large door in front for effortless unloading. Both doors feature tried and tested BearSaver animal-proof latches.

Also rodent resistant, these rat proof trash / garbage cans and recycling bins will keep all animals out of the contents, large and small.

Secure lid closes automatically

Locked door, swings open only for collection

Completely enclosed steel container



Collection by Trusted Hauler

The DPW has conducted an experimental, invitation-only food scrap drop off program since summer 2016. We also support a school-based food scrap collection program that has been running for a year. Each of these programs is serviced by one of two trusted, permitted waste haulers, Garbage to Garden and Black Earth Compost. DPW has confidence that either of these haulers would be a reasonable choice as a collection vendor, and additional subscription food scrap collection services continue to enter the market.



Town of Arlington, Massachusetts

**Request for Approval - Letter of Non-Opposition for Medical Marijuana Dispensary at 789
Massachusetts Avenue**

Summary:

Massachusetts Patient Foundation



Town of Arlington, Massachusetts

Discussion & Approval: Autonomous Vehicle Testing Memorandum of Understanding

Summary:

Adam W. Chapdelaine, Town Manager

ATTACHMENTS:

Type	File Name	Description
▣ Reference Material	Memo_AV_MOU_1_8_2018.pdf	Memorandum of Understanding - Autonomous Vehicle Testing Memo
▣ Reference Material	Draft_AV_MOU_12.12.17_(2)_(1).pdf	Memorandum of Understanding Draft



**Town of Arlington
Office of the Town Manager**

Adam W. Chapdelaine
Town Manager

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Website: www.arlingtonma.gov

To: Members of the Board of Selectmen

From: Adam Chapdelaine, Town Manager

RE: Memorandum of Understanding – Autonomous Vehicle Testing

Date: January 5, 2018

As the Board may recall, in late 2017 the Town hosted a forum on autonomous vehicles in coordination with the MAPC. Coming out of this forum was the opportunity for the Town to participate along with several other communities and MassDOT as a test site for autonomous vehicle testing.

Attached to this agenda item is a draft memorandum of understanding (MOU) that would allow this process to start. This MOU is still a draft, and is expected to be finalized in the coming weeks. I am requesting that Board authorize me to execute the final document and then share the finalized MOU with the Board and the public. Should the Board be uncomfortable with this approach, we can bring back the final MOU for approval.

It is worth noting that this MOU does not specify the guidelines or rules by which autonomous vehicle testing will be conducted. That will be left for the application process that is to be developed as a result of this MOU.

I am happy to answer any questions or address any concerns that Board may have in regard to this matter.

**MEMORANDUM OF UNDERSTANDING
TO FACILITATE TESTING OF AUTONOMOUS VEHICLES**

This Agreement is made by and between the Massachusetts Department of Transportation (hereinafter “MassDOT”), and the Massachusetts cities and towns of [Arlington, Boston, Braintree, Cambridge, Chelsea, Malden, Medford, Revere and Somerville] (hereinafter “Participating Communities”).

WHEREAS, roughly 94 percent of automobile crashes are caused by human error, and autonomous vehicle technology may reduce injuries and save lives; and

WHEREAS, technological innovation has resulted in the rapid advancement of the automation of certain functions of driving; and

WHEREAS, vehicles may, in the future, be capable of driving safely by an automated driving system with varying degrees of automation including without human monitoring; and

WHEREAS, the development and deployment of automated vehicles could have very significant impacts on urban areas, in both positive and negative ways; and

WHEREAS, it is in the Participating Communities’ interest to support the development of these technologies in ways that benefit urban areas, by enabling safe testing of autonomous vehicles on public roadways in order to support and participate in the advancement of this technology; and

WHEREAS, the development of autonomous vehicle technology is expected to promote economic growth, bring new jobs, provide research opportunities for the Commonwealth’s academic institutions, and allow the Commonwealth to serve as host to the emergence of new technologies and innovation; and

WHEREAS, it is the goal of MassDOT and the Participating Communities that the safe testing and deployment of autonomous vehicles will produce societal benefits, including a reduction in injuries and lives lost to vehicle crashes; a reduction in congestion, total vehicle miles traveled, and time spent traveling; an improvement in the efficiency of freight movement; and a reduction in carbon emissions; and

WHEREAS, it is the goal of MassDOT and the Participating Communities to ensure that autonomous vehicles make mobility possible for those who are limited by the current transportation options our system provides. The aging population and those with visual and other physical impairments all stand to greatly benefit from this technology if applied with those types of users in mind; and

WHEREAS, it is the goal of MassDOT and the Participating Communities to reduce vehicular impacts, wear and tear on the Commonwealth’s roadways, and free up space for other uses and modes of travel through the adoption of autonomous vehicles; and

WHEREAS, it is in the interest of MassDOT and the Participating Communities to encourage the development of autonomous vehicles that are energy-efficient, and powered by electricity or other zero emissions fuel source; and

WHEREAS, MassDOT and the Participating Communities believe that the future of transportation, commerce, and economic development of communities large and small relies in part on the growth of innovative technologies that may, among other things, improve passenger, bicycle, and

DRAFT FOR REVIEW AND DISCUSSION PURPOSES ONLY

pedestrian safety; increase mobility options; and foster greater economic productivity and security for all.

NOW, THEREFORE, MassDOT and the Participating Communities agree to collaborate to support and facilitate the safe testing of autonomous vehicles, and will work with prospective Testing Companies to undertake the following actions for each Participating Community where testing is proposed to be allowed:

- Review and approve an “Application to Test Automated Vehicles on Public Ways in Massachusetts.”
- Review and approve an accompanying Testing Plan which will be included as an Exhibit to the “Application to Test Automated Vehicles on Public Ways in Massachusetts.”
- The “Application to Test Automated Vehicles on Public Ways in Massachusetts” and companion Testing Plans will strive to have a phased approach, share findings, and share research goals and accomplishments.

This Agreement constitutes the entire and complete agreement between the parties and may not be amended except in writing agreed to and executed in the same manner as the Agreement itself.

This Agreement may be extended as an addendum for additional cities, towns, and jurisdictions in the Commonwealth who want to sign on as Participating Communities.

IN WITNESS THEREOF, the parties hereto have executed this Agreement on this ____ day of _____, 2017, by their duly authorized agents.

Stephanie Pollack
Secretary and Chief Executive Officer
Massachusetts Department of Transportation

Chief Executive, Town/City of _____

Chief Executive, Town/City of _____

Chief Executive, Town/City of _____

Chief Executive, Town/City of _____

Chief Executive, Town/City of _____

Chief Executive, Town/City of _____

Chief Executive, Town/City of _____

Chief Executive, Town/City of _____

Chief Executive, Town/City of _____

DRAFT



Town of Arlington, Massachusetts

For Approval: Board Designee Committee Appointments to Replace Steven Byrne

Summary:

Joseph A. Curro, Jr., Chair

ATTACHMENTS:

Type	File Name	Description
▢ Reference Material	S._Byrne_Committees.docx	committee list

Committees - S.Byrne:

CDBG: liaison

Parking Implementation/Governance Committee: BoS designee

School Committee: liaison

Snow & Ice Sub-Committee: member



Town of Arlington, Massachusetts

Articles For Review:

Summary:

Article 3: Bylaw Amendment/Residential Construction, Open Excavation, and Demolition Activity Regulations: Neighbor Notifications and Meetings

Article 4: Bylaw Amendment/Parking Benefits District Expenditures

Article 7: Grant of Use Restriction and Access Easement/51 Grove Street

Douglas W. Heim, Town Counsel

ATTACHMENTS:

Type	File Name	Description
▢ Reference Material	STM_Warrant_Articles_#3__#4__#7.docx	2018 STM Warrant Review Articles
▢ Reference Material	STM_Articles_#2-#7.docx	STM Articles #2- #7Comments

STM WARRANT ARTICLES FOR REVIEW - 1/8/18 BOS MEETING:

**ARTICLE 3 BYLAW AMENDMENT/RESIDENTIAL
CONSTRUCTION, OPEN EXCAVATION, AND
DEMOLITION ACTIVITY REGULATIONS:
NEIGHBOR NOTIFICATIONS AND MEETINGS**

To see if the Town will vote to amend the Town Bylaw Title V, Article 12- Regulations Upon the Use of Private Property: Noise Abatement, to explicitly exempt Department of Public Works and public utilities work and activity on public and private ways from the provisions of Title V, Article 12, Section 3.A; or take any action related thereto.

(Inserted at the request of the Town Manager)

**ARTICLE 4 BYLAW AMENDMENT/PARKING BENEFITS
DISTRICT EXPENDITURES**

To see if the Town will vote to amend the Town Bylaws to establish processes by which parking benefits district expenditures shall be reviewed and endorsed by the Finance Committee, Capital Planning Committee, and Town Meeting; or take any action related thereto.

(Inserted at the request of the Town Manager)

**ARTICLE 7 GRANT OF USE RESTRICTION AND
ACCESS EASEMENT/51 GROVE STREET**

To see if the Town will vote to grant permanent use restrictions and access easements or other interests in certain land at and surrounding 51 Grove Street (the Arlington DPW Yard) and appropriate appurtenant areas, pursuant to the May 2, 2001 Settlement Agreement between the Town of Arlington and Honeywell International Inc., Boston Gas Company d/b/a Keyspan Energy Delivery and the Massachusetts Electric Company relating to environmental conditions at a site including; or take any action related thereto.

(Inserted at the request of the Town Manager)



**Town of Arlington
Legal Department**

Douglas W. Heim
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To: Board of Selectmen

Cc: Adam Chapdelaine, Town Manager
John Leone, Town Moderator

From: Douglas W. Heim, Town Counsel

Date: January 4, 2018

Re: Special Town Meeting Warrant Articles ##2-7

I write to provide the Board a summary of the above-referenced warrant articles, as well as draft votes and comments for the Board's consideration at its upcoming hearing on January 8, 2018.¹ Articles are presented in the order in which they appear on the Special Town Meeting Warrant. Articles under the purview of the Arlington Redevelopment Board and the Finance Committee have been included, though no formal action is required by the Board of Selectmen on such articles. Further, for the Board's convenience, attached to the end of this memo are copies of reference materials.

¹ Please note that where votes involve amendment to the Town Bylaws or other Town ordinance, underlined text denotes new and/or additional language to the present bylaw, whereas "strikethrough" text denotes the elimination of present language, unless otherwise noted.

ARTICLE 2

ZONING BYLAW AMENDMENT/ RECODIFICATION

To see if the Town will vote to recodify, and therefore amend the Zoning Bylaw to make the Bylaw easier for users to navigate, simplify and update its language, and provide a better structure for predictability and flexibility in both the interests of current use and future adaptability, by:

- 1. re-organizing, re-positioning, re-captioning and re-numbering portions of the Zoning Bylaw to enhance accessibility and adaptability;**
- 2. updating and clarifying the purpose and authority of the Zoning Bylaw to clearly state the Town's legal and factual premises for zoning regulations;**
- 3. improving definitions to more clearly describe zoning districts, uses, and requirements;**
- 4. providing greater consistency with present State law;**
- 5. eliminating redundant or unnecessary provisions; making amendments such as correcting spelling and typographical errors, and eliminating or updating outdated statutory references;**
- 6. revising, re-organizing and clarifying Zoning Bylaw administrative provisions; and**
- 7. making other amendments for clarification and consistency;**

and by taking the following actions:

- 1. Deleting in their entirety the following provisions and all their subparts of the existing Zoning Bylaw:**

**Article 1: Title, Authority, and Purpose;
Article 2: Definitions;
Article 3: Establishment of Districts;
Article 4: Interpretation and Application;
Article 5: Use Regulation;
Article 6: Dimensional and Density Regulations;
Article 7: Signs;
Article 8: Off-Street Parking and Loading Regulations;
Article 9: Nonconforming Uses, Structures, and Lots;
Article 10: Administration and Enforcement;
Article 11: Special Regulations;
Article 12: Amendment, Validity, and Effective Date; and**

2. **Substituting the following provisions and their subparts in the document entitled “Proposed Amended Zoning Bylaw, dated December X, 2017” on file in the office of the Town Clerk and the Department of Planning and Community Development:**

Section 1	Purpose and Authority;
Section 2	Definitions;
Section 3	Administration and Enforcement;
Section 4	Establishment of Districts;
Section 5	District Regulations;
Section 6	Site Development Standards;
Section 7	Special Permits;
Section 8	Special Regulations;

3. **And by taking any action related thereto.**

Changes are set forth in the proposed recodified and amended Town of Arlington Zoning Bylaw dated December 14, 2017, (with commentary and supplementary materials available for informational purposes) on file in the Office of the Town Clerk, and the Department of Planning and Community Development, located at 730 Massachusetts Avenue, and at the Robbins Library Reference Desk, 700 Massachusetts Avenue; and on the Town’s website at www.arlingtonma.gov/ARB ; or take any action related thereto.

(Inserted at the request of the Arlington Redevelopment Board)

As the Board will recall, the Zoning Recodification Working Group has been working over the last year and a half to develop a new version of our Zoning Bylaw (last comprehensively recodified in 1975). The goal of the Group at this juncture is to update the Zoning Bylaw with more accessible, user-friendly language; to make provisions more consistent with the present state of “black letter” law; and to re-organize the Zoning Bylaw to make it more adaptable for current and future needs. This phase however does not involve substantive policy decisions to alter our past and present zoning parameters and philosophy. The Group has taken great care to present the Arlington Redevelopment Board, and potentially, Town Meeting, with a recodified zoning ordinance that leaves the core policy questions for future and further analysis, discussion, and public engagement. Members of this Board may find both the draft proposal and a section by section synopsis of changes on the ARB’s web page.

In my opinion, the draft proposal forwarded by the Group in conjunction with the Planning Department and RKG Associates, our consultants, accomplishes these goals in a deliberate and restrained manner, so that the Town may use it as a quality platform for zoning over the next forty years. No action is required by the Board on this Article.

ARTICLE 3

BYLAW AMENDMENT/RESIDENTIAL CONSTRUCTION, OPEN EXCAVATION, AND DEMOLITION ACTIVITY REGULATIONS: NOISE ABATEMENT

To see if the Town will vote to amend the Town Bylaws, Title V, Article 12 – Regulations Upon the Use of Private Property: Noise Abatement, to explicitly exempt Department of Public Works and public utilities for work and activity on public and private ways from the provisions of Title V, Article 12, Section 3.A; or take any action related thereto.

(Inserted at the request of the Town Manager)

The 2017 Annual Town Meeting approved a change to the noise abatement provisions of Title V of the Town Bylaws – Regulations Upon the Use of Private Property, specifically within the context of a suite of new and amended bylaw provisions aimed at mitigating the impact of residential construction; in this instance, by restricting the hours of operation of heavy equipment and certain other equipment (including all electric motors or internal combustion devices, tools or equipment used in construction). Germane to the instant warrant article, weekday construction activity was previously permitted from 7:00 a.m. to 8:00 p.m. and weekend and holiday activity, 8:00 a.m. to 8:00 p.m. Those hours were changed to 8:00 a.m. to 6:00 p.m. on weekdays, and 9:00 a.m. to 5:00 p.m. on weekends and holidays by last year's Town Meeting.

While the Title of the Bylaw Section clearly implies the regulations are meant to address construction on private property, hence "Regulations Upon the Use of Private Property;" some of the definitions and provisions therein make it confusing as to whether or not the Noise

Abatement provisions should apply to the Department of Public Works and public utilities' non-emergency work on public and private ways, which are typically not considered private property for such purposes (especially in the case of public ways) including street paving, and re-paving, water and sewer improvements, and gas and electrical maintenance, installation, and other improvements. In the past, the issue was largely moot because non-emergency DPW and utility work did not begin work before 7:00 a.m. or continue after 8:00 p.m. However, the industry standards and needs of DPW would be detrimentally impacted if the new hours of operation applied to them.

It is my opinion, that these regulations should not apply to DPW, and further that the type of work contemplated is not "residential construction." Nonetheless, in the interests of transparency and clarity, a simple amendment would reduce ambiguity and therefore conflict over DPW and public utilities' ability to make improvements to and in the public ways consistent with industry time of operation standards. If the Board is inclined to agree, I respectfully submit the following draft vote and comment.

VOTED: That Title V, Article 12, Section 3A be and hereby is amended by inserting a subpart "3," which exempts Department of Public Works and public utilities work on and in public and private ways from the hours of restriction as follows:

Section 3. Daytime-Only Activities.

The following acts are specifically prohibited.

A. Prohibited Times. Operating, or permitting the operation of, any of the following devices or vehicles.

- 1. before 9:00 A.M. or after 5:00 p.m. on Saturday, Sunday or legal holiday**
- 2. before 8:00 A.M. or after 6:00 p.m. on all other days:**
 - a. Heavy equipment (as defined in Section 1), and**

- b. All electric motors or internal combustion engines, or other construction devices, tools or equipment, used in construction, drilling, demolition, maintenance, or earth moving, including but not limited to bulldozers, backhoes, concrete mixers, dump trucks, pneumatic tools, rollers, scrapers, air compressors, generators, jackhammers, cranes, pavement breakers, pile drivers, rock drills, and chainsaws.
- 3. The provisions of this section of Title V, Article 12 (3.A) shall not apply to Arlington Department of Public Works or Massachusetts Public Utilities' work in and/or on public and private ways within the Town of Arlington; but such exemption shall not extend to non-emergency work on any other type of private property by such entities.

COMMENT: Last year's successful amendment of the Town's Noise Abatement provisions regarding construction activities to mitigate the impacts of residential construction projects in Arlington presented a previously non-ripe ambiguity in the formulation of Article 12 of the Town Bylaws. While Title V of the Town Bylaws presents "Regulations Upon the Use of Private Property," the contents of Article 12 of Title V make it ambiguous as to whether its restrictions should apply to public works and public utilities work on public and private streets (otherwise referred to as "ways").

In the past, the issue of whether Article 12's regulations applied or not was moot because DPW and public utilities' normal schedule for paving, servicing of gas, water, and sewer lines typically took place within the allowed time periods. However the 2017 Town Meeting reduction of construction hours for noise purposes conflicts with both DPW's needs and industry standards for roadway work. If these new hours of operation apply to DPW and public utilities, it will be substantially more difficult to improve roadways and the utilities contained therein in a cost-effective and efficient manner. Moreover, the Board notes that whereas the crux of concern regarding noise in residential construction has been day and night noise at one, fixed location for the benefit of one developer or homeowner; DPW and the public utilities' work on and in the public and private ways serve the overall public good in a manner that is not usually affixed in one location. Accordingly, we recommend this straightforward clarification to Town Meeting before DPW and utility improvements begin this coming Spring.

ARTICLE 4

BYLAW AMENDMENT/PARKING BENEFITS DISTRICT EXPENDITURES

To see if the Town will vote to amend the Town Bylaws to establish processes by which parking benefits district expenditures shall be reviewed and endorsed by the Finance Committee, Capital Planning Committee, and Town Meeting; or take any action related thereto.

(Inserted at the request of the Town Manager)

With positive action on Article 26 of the 2017 Annual Town Meeting (with this Board's recommendation), the Town adopted a provision of the Municipal Modernization Act which allows for the establishment of Parking Benefit Districts. The Town may now segregate its parking revenues from those districts for expenditures in same related to districts' improvement. For example, operating costs, such as parking meter maintenance or snow removal can be paid for directly out of Town parking revenues. Similarly, larger capital improvements such as street and infrastructure improvements can also be paid for out of parking district revenues.

However, both this Board and the Town Manager pledged to develop a process by which these operating and capital expenditures would be vetted and endorsed annually by the Finance or Capital Planning Committee and Town Meeting. Below you will find a straightforward draft Vote and Comment to such effect.

VOTED: That Title I, Article 11 "Program Budget," previously deleted by vote the 2012 Annual Town Meeting, be and is hereby replaced in the entirety with the following new Article:

ARTICLE 11: Parking Benefit District Expenditures

A. Purpose and Definitions

The Purpose of this Article is to detail the Town of Arlington's process for reviewing and approving expenditure requests for the operation of, and improvements to Parking Benefit Districts in Arlington as permitted by c. 40 §§ 22A and 22A ½.

For the purposes of this Article, "Parking Benefit Districts" shall be defined as set forth in G.L. c. 40 §22A ½.

B. Process for Review and Endorsement of Expenditures

- 1. Revenue Estimates. On or before February 1st of each year, the Parking Implementation and Governance Committee, or other designee of the Board of Selectmen, shall provide a detailed estimate of the projected revenues and expenditures of each Parking Benefit District in Arlington for the fiscal year.**

It is my understanding that the Finance Committee will present its recommendation to Town Meeting on this article.

**ARTICLE 6 APPROPRIATION/CAPITAL BUDGET/HARDY
SCHOOL RENOVATION OR CAPACITY
EXPANSION**

To see if the Town will vote to appropriate a sum of money for renovation and/or capacity expansion, temporary or permanent, at the Hardy School building, determine how the money shall be raised and expended, including the possibility of borrowing all or some of the same; or take any action related thereto.

(Inserted at the request of the Town Manager)

It is my understanding that the Finance Committee will present its recommendation both to the Board of Selectmen and Town Meeting on this Capital Budget article

ARTICLE 7 GRANT OF USE RESTRICTION AND ACCESS EASEMENT/51 GROVE STREET

To see if the Town will vote to grant permanent use restrictions and access easements or other interests in certain land at and surrounding 51 Grove Street (the Arlington DPW Yard) and appropriate appurtenant areas, pursuant to the May 2, 2001 Settlement Agreement between the Town of Arlington and Honeywell International Inc., Boston Gas Company d/b/a Keyspan Energy Delivery and the Massachusetts Electric Company relating to environmental conditions at the site; or take any action related thereto.

(Inserted at the request of the Town Manager)

As members of the Board may recall, nearly 20 years ago the Town reached an agreement with a variety of industrial companies – Honeywell and Keyspan Energy among others (collectively known as the “Industrial Parties”) relative to remediation and monitoring of environmental conditions at the DPW Yard located at 51 Grove Street in Arlington, and appurtenant areas, including Arlington High School athletic fields. The Industrial Parties, which did not admit any liability, agreed to provide a variety of site remediation and monitoring

activities ranging from hard and soft-caps on areas of concern to the provision of licensed site professional monitoring, new soil, and other consideration in exchange for a release from liability and a grant of certain use and restrictions and access easements on the site. While Arlington fulfilled its other obligations under the Agreement, we have yet to provide the use restriction and easement required. The Industrial Parties, having fulfilled their part of the bargain for quite some time, including site monitoring and meeting MA DEP reporting requirements, now seek to have Arlington complete its obligations.

It bears stressing that the Town and the Industrial Parties have met MA DEP's requirements for the management of the environmental conditions, all of which relate to historic use of the area long before its current uses. Granting the use restrictions and easement requested by the Industrial Parties per the Agreement does not preclude the Town from its current use of the site or reasonably anticipated uses or redevelopment, including planned renovations to the DPW Yard. It does however further formalize what is good practice at the site – requiring that Licensed Site Professionals ensure that construction and renovation are performed in a fashion that does not disrupt remediation measures for any environmental conditions.

VOTED: That the Board of Selectmen is hereby authorized to grant permanent use restrictions and access easements in certain land at and surrounding 51 Grove Street (the Arlington DPW Yard) and appropriate appurtenant areas, pursuant to the May 2, 2001 Settlement Agreement between the Town of Arlington and Honeywell International Inc., Boston Gas Company d/b/a Keyspan Energy Delivery and the Massachusetts Electric Company.

DRAFT COMMENT: In 2001, the Town entered an agreement with Honeywell International, Inc., Boston Gas Company (Keyspan Energy) and the Massachusetts Electric Company (collectively, the “Industrial Parties”) to have those parties engage in environmental remediation

at the site of the Arlington DPW Yard on Grove Street, and portions of the Arlington High School Athletic Fields. The Industrial Parties engaged in clean-up, soil caps, monitoring, and reporting efforts to the satisfaction of the Department of Environmental Protection's standards, as well as providing the Town other consideration. They have kept their obligations under the Agreement over the past 20 years.

Under the terms of the 2001 Agreement, the Town was supposed to provide use restrictions and a grant of access easement to the Industrial Parties, in part to ensure that the site is properly managed to maintain its protections. The Town has not yet done so. By providing the required access easement and the use restriction, the Town is essentially agreeing to continue to use the site in a similar responsible fashion as we do now, and ensure that good practices are employed during certain activities like construction or renovation, such as having a licensed site professional monitor activities to make sure proper precautions are in place, which this Board believes the Town is already and should be doing. Accordingly, the Board of Selectmen requests authorization to meet the requirements of this long-standing agreement.

REFERENCE MATERIAL

STM Warrant Article #3

TOWN BYLAWS TITLE V: REGULATIONS UPON THE USE OF PRIVATE PROPERTY

ARTICLE 12: NOISE ABATEMENT

Section 1. Definition.

Except as may be otherwise specified in this Section, all acoustical terminology used in this Article shall have the meaning stated in American National Standard Acoustical Terminology [ANSI S1.1-1998 (R2004) or as it may be revised.]

For purposes of this Article the following words and phrases shall have the meanings respectively ascribed to them by this Section:

Construction

Any activity requiring a building permit and any and all activity necessary or incidental to the erection, assembling, altering, installing, repair or equipping of buildings, roadways, or utilities, including demolition, land clearing, grading, excavating, and filling and paving.

DB(A)

The A-weighted sound level in decibels, as measured by a type I or II sound level meter complying with the provisions of Specifications for Sound Level Meters [(ANSI S1.4-1983 (R2001) with amendment S1.4A-1983 or as it may be revised], American National Standards Institute (ANSI), properly calibrated, and operated on the AA@ weighting network, slow setting.

Demolition

Any dismantling, intentional destruction or removal of structures, utilities, public or private right-of-way surfaces, or similar property.

Domestic Power Equipment

Electrical, battery or generator powered equipment intended for use in residential areas by a homeowner. Examples include but are not limited to chain saws, log splitters, power saws, drills, grinders, lawn and garden tools.

Emergency

An occurrence or set of circumstances requiring immediate action involving

- a. the restoration of public utilities or
- b. the restoration of property to a safe condition following a public calamity or
- c. the protection of persons or property from imminent exposure to danger.

Emergency work

Work which is performed in an effort to alleviate an emergency.

Emergency Vehicle

Any vehicle being operated as part of emergency work.

Heavy Equipment

Commercial or industrial equipment such as motorized earth moving equipment, jack hammers, pavement breakers, pile drivers, trucks for loading and unloading dumpsters, tractor-trailers, and parking lot maintenance equipment.

Pavement Breaker

Any hydraulically or pneumatically powered impact device intended to cut or trench pavement, subbase macadam, gravel, concrete, or hard ground.

Person

Any individual, partnership, association, firm, syndicate, company, trust, corporation, department, bureau or agency, or any other entity recognized by law as the subject of rights and duties, including the Town, its agencies and departments and any person, as herein defined, operating under a contractual arrangement or agreement with the Town.

Pile Driver

An impact device designed or used for the driving of piles, columns and other supports into soil or other material by means of impact, vibrations, pressure, or other means.

Section 2. Exceptions.

The provisions of this Article shall not apply to:

- A. Emergency Alert. The emission of sound for the purpose of alerting persons to the existence of an emergency or as otherwise specifically permitted by the provisions of this Article.
- B. Emergency Work. The emission of sound in the performance of emergency work.
- C. Public Speakers. Public speaking and public assembly activities except those activities otherwise regulated by this Article.
- D. Activities with Permits. Events and activities (other than construction work) for which proper permits or licenses have been issued.
- E. Emergency Vehicles.

- F. Snow Removal. The emission of sound for the purpose of clearance or removal of snow.
- G. Explosives. The emission of sound resulting from the use of explosives when authorized by the Arlington Fire Department in accordance with Board of Fire Prevention Regulations 527 CMR 13 and other relevant regulations and statutes of the Commonwealth of Massachusetts.
- H. Religious Uses. Devices used in conjunction with places of religious worship.
- I. Town Horn. The sounding of the Town Horn.
- J. The intermittent or occasional use, during the daytime (as defined in Section 3, Subsection A), of homeowner's domestic power equipment. other than leaf blowers powered by internal combustion engines, which shall be subject to the restrictions set forth in Section 3(D), below. (ART. 2, STM – 4/24/13)

Section 3.Daytime-Only Activities.

The following acts are specifically prohibited.

- B. Prohibited Times. Operating, or permitting the operation of, any of the following devices or vehicles.
 - 4. before 9:00 A.M. or after 5:00 p.m. on Saturday, Sunday or legal holiday
 - 5. before 8:00 A.M. or after 6:00 p.m. on all other days:
 - c. Heavy equipment (as defined in Section 1), and
 - d. All electric motors or internal combustion engines, or other construction devices, tools or equipment, used in construction, drilling, demolition, maintenance, or earth moving, including but not limited to bulldozers, backhoes, concrete mixers, dump trucks, pneumatic tools, rollers, scrapers, air compressors, generators, jackhammers, cranes, pavement breakers, pile drivers, rock drills, and chainsaws.

STM Warrant Article #4

M.G.L. c. 40 Section 22A: Parking meters; fees; exemption from fees for disabled veterans and handicapped persons; bicycle locking devices; motorcycle parking; restricted parking areas for veterans and handicapped persons.

[relevant parts]

Any city or town, for the purpose of enforcing its ordinances, by-laws and orders, rules and regulations relating to the parking of vehicles on ways within its control and subject to the provisions of section two of chapter eighty-five, may appropriate money for the acquisition, installation, maintenance and operation of parking meters, or by vote of the city council or of the town may authorize a board or officer to enter into agreement for such acquisition, installation or maintenance of parking meters; provided, that the city of Boston, for the purpose of enforcing the rules and regulations adopted by its traffic and parking commission, or promulgated by its commissioner of traffic and parking, under chapter two hundred and sixty-three of the acts of nineteen hundred and twenty-nine, may appropriate money for the acquisition, installation, maintenance and operation of parking meters, or, by vote of the city council of said city, subject to the provisions of its charter, may authorize the traffic and parking commission of said city to enter into agreements for the acquisition, installation or maintenance of parking meters. In any city or town that accepts this sentence, the agreement for the acquisition or installation of parking meters may provide that payments thereunder shall be made over a period not exceeding 5 years without appropriation, from fees received for the use of such parking meters notwithstanding section 53 of chapter 44. Such fees shall be established and charged at rates determined by the city or town. Rates may be set for the purpose of managing the parking supply. The revenue therefrom may be used for acquisition, installation, maintenance and operation of parking meters and other parking payment and enforcement technology, the regulation of parking, salaries of parking management personnel, improvements to the public realm, and transportation improvements, including, but not limited to, the operations of mass transit and facilities for biking and walking. No fee shall be exacted and no penalty shall be imposed for the parking of any vehicle owned and driven by a disabled veteran or by a handicapped person and bearing the distinctive number plates authorized by section two of chapter ninety, or for any vehicle transporting a handicapped person and displaying the special parking identification plate authorized by said section two of said chapter ninety or for any vehicle bearing the official identification of a handicapped person issued by any other state or any Canadian Province. Any city or town may, in accordance with the provisions of this section, acquire and operate coin-operated locking devices for bicycle parking. A city or town may, in accordance with the provisions of this section, authorize the parking of more than one motorcycle in a single parking space and may impose a penalty for the full amount of a violation of an ordinance, by-law, order, rule or regulation related to the parking of vehicles on ways within its control and subject to section 2 of chapter 85 for each motorcycle so parked in violation of any such ordinance, by-law, order, rule or regulation. No motorcycle shall be parked in such a manner so as to inhibit the means of egress of another motorcycle currently parked in the same parking space.

M.G.L. c. 40 Section 22A1/2: Parking Benefit Districts

[Text of section added by 2016, 218, Sec. 27 effective November 7, 2016.]

Section 22A 1/2. A city or town may establish 1 or more parking benefit districts, as a geographically defined area, in which parking revenue collected therein may be designated in whole or in part for use in that district through a dedicated fund in accordance with the purposes and uses listed in section 22A. A parking benefit district may be managed by a body designated by the municipality, including, but not limited to, a business improvement district or main streets organization.



Town of Arlington, Massachusetts

Air B&B's in Arlington

Summary:

Louise A. Gorham, Bellingham, MA

ATTACHMENTS:

Type	File Name	Description
▢ Reference Material	Gorham_CR.pdf	Correspondence from L. Gorham, Meeting Notice

On Fri, Dec 8, 2017 at 1:52 PM Louise Gorham <gorhamlouise@gmail.com> wrote:

Dear Mr. Curro,

I am writing to you on behalf on my aunt, Lillian Gallant. My aunt is over 80 years old and lives alone in what used to be a one family home at [66 Margaret Street](#) in Arlington. She occupies the first floor condo and a man occupies the second floor condo.

My aunt noticed a lot of out-of-state cars parked in her driveway and in front of her house. She asked the owner of the other condo if he knew anything about this. He said yes, they were all his visiting friends. After awhile, we found out that he was renting his condo through the AirB&B website.

My aunt and I do not feel comfortable knowing strangers are in and out of her "house". And we are alarmed that the second floor owner chose to lie to her.

Has the board addressed this issue? We would like to talk to the Board about this topic. May we request time?

Louise A. Gorham

[617.872.4169](tel:617.872.4169)

Post Office Box 712

Bellingham, MA 02019

OFFICE OF THE BOARD OF SELECTMEN

JOSEPH A. CURRO, JR., CHAIR
KEVIN F. GREELEY, VICE CHAIR
DIANE M. MAHON
DANIEL J. DUNN
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TOWN OF ARLINGTON
MASSACHUSETTS 02476-4908

December 21, 2017

Louise A. Gorham
P.O. Box 712
Bellingham, MA 02019

Dear Ms. Gorham:

We are in receipt of your correspondence in which you discuss Air B&B's in Arlington.

Thank you for writing to the Board of Selectmen. Your correspondence will appear on the January 8th Selectmen's Agenda under "Correspondence Received". Although it is not necessary for you to attend the meeting, you may do so if you are so inclined.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,
BOARD OF SELECTMEN

Marie A. Krepelka
Marie A. Krepelka
Board Administrator

MAK:fr



Town of Arlington, Massachusetts

NEW BUSINESS



Town of Arlington, Massachusetts

EXECUTIVE SESSION



Town of Arlington, Massachusetts

Next Meeting of BoS January 22, 2018